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12 ASSOCIATES, INC.

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 TOP RANK BUILDERS, INC., a Nevada
16 Corporation; and EFRAIN RENE MORALES
17 MORENO, individually; and as sole officer and
18 shareholder of TOP RANK BUILDERS, INC.,

19 Plaintiffs,

20 v.

21 CHARLES ABBOTT ASSOCIATES, INC., a
22 California Corporation; WILLIAM B.
23 BROWNING, an individual; AMERICAN
24 WIND & SOLAR, INC., a Nevada Corporation;
25 SUNDANCE BUILDERS, LLC, a Nevada
26 Limited Liability Company; THOMAS R.
27 FRANK, an individual; COUNTY OF NYE, a
28 political subdivision of the State of Nevada;
DOES I through X, inclusive; and ROE
ENTITIES XI through XX, inclusive,

Defendants.

Case No.: 2:16-cv-02903-APG-CWH

**JOINT REQUEST TO MODIFY THE
ORDER GRANTING STIPULATION TO
STAY DISCOVERY (Doc. #44)**

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1 **JOINT REQUEST TO MODIFY THE ORDER GRANTING STIPULATION TO STAY**
2 **DISCOVERY (Doc. #44)**

3 On March 13, 2018, the Court granted the Parties' joint request to stay discovery to allow
4 the Parties to proceed to a settlement conference or mediation. (Doc. #44). In issuing said ruling,
5 the Court ordered that the Parties must file a joint status report upon completion of the settlement
6 conference or by June 11, 2018, whichever is sooner. (Id.) In prior negotiations concerning
7 resolution avenues, the Parties agreed to mediate the action with Stewart Bell of JAMS, a highly
8 successful and well respected mediator. Unfortunately, due to Mr. Bell being in high demand and
9 due to the conflicting schedules of various party and carrier representatives and counsels, several
10 of whom will need to travel to Las Vegas from out of state, the earliest available date that the
11 Parties could mediate with Mr. Bell is August 1, 2018. The Parties have proceeded to lock in this
12 date with Mr. Bell.

13 As the August 1, 2018 mediation date is after the Court's June 11, 2018 deadline in the
14 Order Granting the Stipulation to Stay Discovery (Doc. #44), the Parties herein jointly request that
15 the deadline for filing a joint status report be extended to a date no sooner than fourteen (14) days
16 after August 1, 2018. The Parties will certainly file, as soon as possible, a joint status report
17 immediately after August 1, 2018.

18 DATED this 19th day of June, 2018.

19 WEIL & DRAGE, APC

20 /s/ *John T. Wendland*

21 CHRISTINE E. DRAGE, ESQ.

22 Nevada Bar No. 6624

23 JOHN T. WENDLAND, ESQ.

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25 2500 Anthem Village Drive

26 Henderson, Nevada 89052

27 Attorneys for Defendant,

28 CHARLES ABBOTT ASSOCIATES, INC.

DATED this 19th day of June, 2018.

THE WRIGHT LAW GROUP, P.C.

/s/ *John Henry Wright*

JOHN HENRY WRIGHT, ESQ.

Nevada Bar No. 6182

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2340 Paseo Del Prado, Suite D-305

Las Vegas, NV 89102

Attorneys for Plaintiffs,

TOP RANK BUILDERS, INC. and EFRAIN

RENE MORALES MORENO

1 DATED this 19th day of June, 2018.

2 MARQUIS AURBACH COFFING

3 /s/ *Jonathan B. Lee*

4 _____
5 CRAIG ANDERSON, ESQ.
6 Nevada Bar No. 6882
7 JONATHAN B. LEE, ESQ.
8 Nevada Bar No. 13524
9 10001 Park Run Drive
10 Las Vegas, Nevada 89145
11 Attorneys for Defendant,
12 COUNTY OF NYE

13 DATED this 19th day of June, 2018.

14 WILSON, ELSER, MOSKOWITZ,
15 EDELMAN & DICKER LLP

16 /s/ *David S. Kahn*

17 _____
18 DAVID S. KAHN, ESQ.
19 Nevada Bar No. 7038
20 300 S. Fourth Street, 4th Fl.
21 Las Vegas, Nevada 89101
22 Attorneys for Defendant,
23 WILLIAM BROWNING

24 DATED this 19th day of June, 2018.

25 WOODBURY LAW

26 /s/ *Rodney S. Woodbury*

27 _____
28 RODNEY S. WOODBURY, ESQ.
29 Nevada Bar No. 7216
30 50 S. Stephanie Street, Suite 201
31 Henderson, Nevada 89012
32 Attorneys for Defendants,
33 AMERICAN WIND & SOLAR, INC. and
34 WILLIAM BROWNING

35 **ORDER**

36 IT IS HEREBY ORDERED that Order Granting the Stipulation to Stay Discovery (Doc.
37 #44) is hereby modified, with the Parties required to file a joint status report on or within fourteen
38 (14) days upon completion of the mediation on August 1, 2018.

39 DATED this 26 day of June, 2018.

40 _____
41 UNITED STATES MAGISTRATE JUDGE

42 _____
43 CASE NO. 2:16-cv-02903-APG-CWH
44 Top Rank Builders, Inc. v. Charles Abbott
45 Associates, Inc.

